

CASE NO. 3:24-CV-759-FDW-DCK

Defendant.

Case 3:24-cv-00759-FDW-DCK Document 9 Filed 10/31/24 Page 1 of 3

pursuant to LCvR 7.1. Such motion must be filed electronically under the designation “Motion to Seal.” The motion must set forth:

- (1) A non-confidential description of the material sought to be sealed;
- (2) A statement indicating why sealing is necessary and why there are no alternatives to filing under seal;
- (3) Unless permanent sealing is sought, a statement indicating how long the party seeks to have the material maintained under seal and how the matter is to be handled upon unsealing; and
- (4) Supporting statutes, case law, or other authority.

LCvR 6.1.

The undersigned notes that Fed.R.Civ.P. 5.2(a) *requires* redaction of an individual’s full “social-security number and taxpayer-identification number,” birth date, name if the individual is known to be a minor, and “financial-account number.” Rule 5.2(e) enables a court to order, “[f]or good cause,” the redaction of additional material beyond the categories of information enumerated in Rule 5.2(a). However, a person waives the protection of Rule 5.2(a) by filing their own information without redaction and not under seal. Fed.R.Civ.P. 5.2(h). The Advisory Committee Notes for Rule 5.2 provide that a person may seek relief from the court if he files an unredacted identifier by mistake. Advisory Committee Note 5.2(h) (2007).

In this case, *pro se* Plaintiff’s revised motion seeks leave “to file a motion to seal my telephone number, email address and my home address in this case as I have received emails as well as telephone calls in regards to this case.” (Document No. 8). It appears that the only document that includes the information Plaintiff seeks to protect is the Complaint (Document No. 1). Plaintiff filed the Complaint without redaction and without sealing on August 21, 2024.

The undersigned previously advised that “[t]he Court is unlikely to seal this entire case but may allow the sealing or redaction of certain documents.” (Document No. 6). Under the circumstances of this case, the undersigned will allow Plaintiff’s Complaint to be sealed; however,

Plaintiff must promptly file a redacted version of the Complaint that **only redacts his email address and telephone number**. At this time, the undersigned is not persuaded that there is good cause to seal Plaintiff's mailing address or any other information.

IT IS, THEREFORE, ORDERED that the "Motion to Seal" (Document No. 8) is **GRANTED**. Document No. 1 shall be **SEALED** and remain under **SEAL** until otherwise ordered by the Court.

IT IS FURTHER ORDERED that Plaintiff shall file a redacted version of the Complaint, as directed herein, on or before **November 8, 2024**.

SO ORDERED.

Signed: October 31, 2024



David C. Keesler
United States Magistrate Judge

